

COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY STATE BOARD ON
ELECTRIC GENERATION AND TRANSMISSION SITING

In the Matter of:

THE APPLICATION OF KENTUCKY)	
PIONEER ENERGY, LLC FOR A)	
CONSTRUCTION CERTIFICATE)	CASE NO. 2002-00312
PURSUANT TO KRS 278.704(1) TO)	
CONSTRUCT A MERCHANT)	
ELECTRIC GENERATING FACILITY)	

NOTICE OF PROCEDURAL SCHEDULE

On December 19, 2002,¹ Kentucky Pioneer Energy, LLC (“Kentucky Pioneer”) filed, pursuant to KRS 278.706(1), an application with the Kentucky State Board on Electric Generation and Transmission Siting (“Board”) for approval to construct a 540 megawatt electric power generation facility in Clark County, Kentucky.

On April 16, 2003, the Board denied Kentucky Pioneer’s application, citing Kentucky Pioneer’s failure to demonstrate that the proposed facility would meet all local planning and zoning requirements that existed on the date the application was filed. However, the Board denied the application without prejudice and stated that it would reconsider the application if Kentucky Pioneer complied with existing zoning regulations within 6 months of the date of the Order.

¹ Kentucky Pioneer originally filed its application on November 26, 2002. However, the Board did not deem the application administratively complete until December 19, 2002. See the Board’s letter dated December 19, 2002.

On May 7, 2003, Kentucky Pioneer requested a hearing to present evidence of its compliance with local zoning ordinances. To ensure that all parties have an opportunity to participate fully in this proceeding, the attached procedural schedule is hereby established.



Thomas M. Dorman
Executive Director
Public Service Commission
on behalf of The Kentucky State Board on
Electric Generation and Transmission Siting
Post Office Box 615
Frankfort, KY 40602

DATED: June 30, 2003

cc: Parties of Record

Case No. 2002-00312

PROCEDURAL SCHEDULE

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Parties shall submit the name of each witness expected to provide testimony and a brief statement of each matter regarding which the witness will testify no later than July 18, 2003

Parties shall file direct testimony, if any, no later than July 18, 2003

Kentucky Pioneer shall file proof that it has given notice of the evidentiary hearing to each party and to the public no later than July 18, 2003

Evidentiary hearing for the purpose of cross-examination of witnesses shall begin at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Public Service Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky August 22, 2003

Briefs, if any, shall be filed no later than August 29, 2003